

**13665. Adulteration of canned salmon. U. S. v. 1,136 Cases of Salmon. Default decree of condemnation and forfeiture. Product released for fish food. (F. & D. No. 17283. I. S. No. 2611-r. S. No. W-289.)**

On or about February 2, 1924, the United States attorney for the Western District of Washington, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying the seizure and condemnation of 1,136 cases of salmon, remaining in the original unbroken packages at Seattle, Wash., alleging that the article had been shipped by the Columbia Salmon Co., from Craig, Alaska, about August 8, 1918, and transported from the Territory of Alaska into the State of Washington, and charging adulteration in violation of the food and drugs act. The article was labeled in part: (Can) "Table Pride Brand Alaska Pink Salmon Packed In Alaska By Lindenberger Packing Co. Seattle, Wash."

Adulteration of the article was alleged in the libel for the reason that it consisted in whole or in part of a filthy, decomposed, and putrid animal substance.

On April 28, 1924, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be delivered to the State of Washington Fisheries Department to be used as fish food upon payment of the sum of \$227.20.

R. W. DUNLAP, *Acting Secretary of Agriculture.*

**13666. Adulteration and misbranding of evaporated apples. U. S. v. 48 Cases of Evaporated Apples. Decree of condemnation and forfeiture. Product released under bond. (F. & D. No. 19943. I. S. No. 17265-v. S. No. E-5258.)**

On March 30, 1925, the United States attorney for the Eastern District of Virginia, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying the seizure and condemnation of 48 cases of evaporated apples, remaining unsold in the original packages at Norfolk, Va., alleging that the article had been shipped by M. O. Engleson & Co., from Williamson, N. Y., in various lots, namely, November 14 and December 8 and 15, 1924, respectively, and transported from the State of New York into the State of Virginia, and charging adulteration and misbranding in violation of the food and drugs act. The article was labeled in part: "Choice Engleson Brand Evaporated Apples Packed By M. O. Engleson & Co., Williamson, N. Y. U. S. A."

Adulteration of the article was alleged in the libel for the reason that excessive moisture had been mixed and packed therewith so as to reduce, lower, or injuriously affect its quality and strength and had been substituted wholly or in part for the said article.

Misbranding was alleged for the reason that the designation "Evaporated Apples" was false and misleading and deceived and misled the purchaser, and for the further reason that it was offered for sale under the distinctive name of another article.

On June 30, 1925, M. O. Engleson & Co., Inc., Williamson, N. Y., having appeared as claimant for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product be released to the said claimant upon payment of the costs of the proceedings and the execution of a bond in the sum of \$500, in conformity with section 10 of the act, conditioned in part that it be relabeled after proper redrying.

R. W. DUNLAP, *Acting Secretary of Agriculture.*

**13667. Adulteration of canned cherries. U. S. v. 43 Cases of Canned Cherries. Decree entered, ordering product released under bond. (F. & D. No. 19531. I. S. No. 17125-v. S. No. E-5107.)**

On January 26, 1925, the United States attorney for the Western District of New York, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel praying the seizure and condemnation of 43 cases of canned cherries, at Fairport, N. Y., alleging that the article had been shipped from Bethlehem, Pa., on or about January 10, 1925, and transported from the State of Pennsylvania into the State of New York, and charging adulteration in violation of the food and drugs act. The article was labeled in part: (Can) "Pride Of Egypt Brand Red Sour Pitted Cherries \* \* \* Guaranteed And Distributed by Egypt Canning Co., Inc. Egypt, N. Y."